	UNITED STATES PATENT & T Washington, D.C.	RADE! 20231	MARK	OFFICE	122/16	-
REQUEST FOR PATENT FEE REFUND						
1 Date of Request: (3/3/)/05 2 Serial/Patent # 10/524394						
3 Please refund the following fee(s):		4 PAI	PER MBER	5 DATE FILED	6 AMOUNT	
$\times$	Filing Langement Amendment				\$ 675	
	Extension of Time				\$	
	Notice of Appeal/Appeal				\$	
	Petition				\$	
	Issue				\$	
	Cert of Correction/Terminal Disc.				\$	
	Maintenance				\$	
	Assignment				\$	
	Other				\$	·
			7 TOTAL AMOUNT S (15		\$ (175	
		8 TO BE REFUNDED BY:				
10 REASON:			Treasury Check			
$\sim$	Overpayment	$\geq$	C	redit Depo	sit A/C #:	
	Duplicate Payment	, [510]121/40]				
	No Fee Due (Explanation):	L				
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APPROVED:			E: _			

Instructions for completion of this form appear on the back. After completion, attach white and yellow copies to the official file and mail or hand-carry to:

FORM PTO 1577 (01/90) Office of Finance Refund Branch Crystal Park One, Room 802B DIVISION

2005 HAR 30 PM 2: 09

## PATENT APPLICATION

Attorney Docket No. 95 (1087-72) 05/27/2005 RWHITE1 00000004 10524394

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

125.00 OP

Applicant:

Carl Gustav Figdor et al.

Serial No:

10/524,394

Group Art: NYK

Filed:

February 10, 2005

Examiner: NYK

For:

EXPRESSION OF DC-SIGN BY MACROPHAGES AND METHODS OF TREATING AND DIAGNOSING RHEUMATOID ARTHRITIS

05/27/2005 RWHITE1 00000003 10524394

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

150.00 OP 260.00 OP 100.00 OP

Attention: Refund Section, Accounting Division, Office of Finance

REQUEST FOR REFUND (Improper Charge of Deposit Account)

I. REFUND REQUES

This is a request for a refund with respect to the filing fee submitted on February 10, 2005 for the above-identified application.

A copy of the "Transmittal Letter" in which the error referred to occurs accompanies this request. Also enclosed is a copy of check #5549 in the amount of \$1,250.00.

## CERTIFICATION UNDER 37 C.F.R. §1.8(a)

-300.00 OP

02 FC:1632 03 FC:1633

-500.00 OP -200.00 OP

Dated: March 23, 2005

Frank Sardon 8/2005 SNAJARRO 00000123 10

01 FC:1615

-250.00 OP

II. FEES CHARGED FOR WHICH REFUND REQUESTED

AMOUNT OF REFUND REQUESTED

 $\underline{X}$  filing fee

<u>\$625.00</u>

surcharge for filing the basic filing fee on a date later than the filing date of the application (37 C.F.R. §1.16(e))

and/or

- \_ surcharge for filing the oath or declaration on a date later than the filing date of the application (37 C.F.R. §1.16(e))
- \_\_ extension of term
  - \_ first month
  - \_ second month
  - \_\_ third month
  - \_ fourth month
- \_\_ excess claims
- \_\_ issue fee
- \_ petition fee
  - patent maintenance fee
    - first maintenance fee
    - \_ second maintenance fee
    - \_\_ third maintenance fee
- \_ patent maintenance fee surcharge
- \_ other:

TOTAL REFUND REQUESTED

\$625.00

#### EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR III.

It is respectfully submitted that the above-identified application errantly identified the applicant as a Large Entity at the time of filing of said application.

It is respectfully submitted that the applicant, in fact, qualifies for Small Entity Status.

Accordingly, pursuant to 37 C.F.R. 1.27(c), applicant asserts that they are a Small Entity and thus qualify for Small Entity Status.

A refund in the amount of \$625.00 is respectfully requested.

Additionally, it is requested that the filing receipt be issued to reflect the Small Entity Status of the applicant.

#### IV. MANNER OF REFUND

Please make refund by

- crediting Deposit Account No. 50-2140 <u>X</u>
- refunding payment.

Respectfully requested,

Frank Sardone Reg. No. 47,918

Attorney for Applicant

Carter, DeLuca, Farrell & Schmidt, LLP 445 Broad Hollow Road, Suite 225 Melville, New York 11747

Tel.: (631) 501-5700

Fax: (631) 501-3526

FS/dag

def: 05/27/2005 RWHITE1 0012210200 40 Name/Number:10524394 \$550.00 CR

Ref: 05/27/2005 RWHII FC: 9204 \$125.00 CR